

# **EXHIBIT A**

U.S. Department of Justice  
United States Marshals Service



## REQUEST FOR SERVICE ABROAD OF JUDICIAL OR EXTRAJUDICIAL DOCUMENTS

### DEMANDE AUX FINS DE SIGNIFICATION OU DE NOTIFICATION À L'ÉTRANGER D'UN ACTE JUDICIAIRE OU EXTRAJUDICIAIRE

Convention on the service abroad of judicial and extrajudicial documents in civil or  
commercial matters, signed at The Hague, November 15, 1965.

Convention relative à la signification et à la notification à l'étranger des actes judiciaires ou  
extrajudiciaires en matière civile ou commerciale, signée à La Haye, le 15 novembre 1965.

**Identity and address of the applicant**  
*Identité et adresse du requérant*

Glenn F. Ostrager, Esq.  
Ostrager Chong Flaherty & Broitman P.C.  
570 Lexington Avenue, 17th Floor  
New York, New York 10022-6894  
United States of America  
Attorneys for Plaintiff

**Address of receiving authority**  
*Adresse de l'autorité destinataire*

Central Authority for Canton of Geneva  
Parquet du Procureur général  
Place du Bourg-de-Four 1  
Case postale 3565  
1211 Genève 3  
Switzerland

The undersigned applicant has the honour to transmit -- in duplicate-- the documents listed below and, in conformity with article 5 of the above-mentioned Convention, requests prompt service of one copy thereof on the addressee, i.e.,  
(identity and address)

*Le requérant soussigné a l'honneur de faire parvenir--en double exemplaire--à l'autorité destinataire les documents ci-dessous énumérés, en la priant, conformément à l'article 5 de la Convention précitée, d'en faire remettre sans retard un exemplaire au destinataire, à savoir:*

*(identité et adresse)*

HARRY WINSTON S.A. - Quai General Guisan 24, Geneva, Switzerland

- ☒ (a) in accordance with the provisions of sub-paragraph (a) of the first paragraph of article 5 of the Convention.\*  
*a) selon les formes légales (article 5 alinéa premier, lettre a).*
- ☐ (b) in accordance with the following particular method (sub-paragraph (b) of the first paragraph of article 5)\*:  
*b) selon la forme particulière suivante (article 5, alinéa premier, lettre b) :*

- ☐ (c) by delivery to the addressee, if he accepts it voluntarily (second paragraph of article 5)\*:  
*c) le cas échéant, par remise simple (article 5, alinéa 2).*

The authority is requested to return or to have returned to the applicant a copy of the documents and of the annexes with a certificate as provided on the reverse side.

*Cette autorité est priée de renvoyer ou de faire renvoyer au requérant un exemplaire de l'acte - et de ses annexes - avec l'attestation figurant au verso.*

List of documents  
*Énumération des pièces*

Done at New York, New York, USA, the 31 August 2009  
*Fait à* \_\_\_\_\_, *le* \_\_\_\_\_

Documents to be served: 1. Summons in a Civil Case in English and French (3 copies) and 2. Complaint for Declaratory Judgment in English & French (3 copies). Also enclosed are the original and 2 copies of 1. Executed Request for Service Abroad with blank Certificate on reverse side and 2. Executed Summary of the Document to be Served.

Signature and/or stamp  
*Signature et/ou cachet*

Glenn F. Ostrager

**CERTIFICATE  
ATTESTATION**

The undersigned authority has the honour to certify, in conformity with article 6 of the Convention,  
*L'autorité soussignée a l'honneur d'attester conformément à l'article 6 de ladite Convention,*

1) that the document has been served \*

1) *que la demande a été exécutée*

– the (date) – *le (date)* \_\_\_\_\_

– at (place, street, number) – *à (localité, rue, numéro)* \_\_\_\_\_

– in one of the following methods authorized by article 5:

– *dans une des formes suivantes prévues à l'article 5:*

☐ (a) in accordance with the provisions of sub-paragraph (a) of the first paragraph of article 5 of the Convention\*.  
*a) selon les formes légales (article 5. alinéa premier, lettre a)*

☐ (b) in accordance with the following particular method:  
*b) selon la forme particulière suivante:* \_\_\_\_\_

☐ (c) by delivery to the addressee, who accepted it voluntarily.\*  
*c) par remise simple.*

The documents referred to in the request have been delivered to:

*Les documents mentionnés dans la demande ont été remis à:*

– (identity and description of person)

– *(Identité et qualité de la personne)*

– relationship to the addressee family, business or other

– *liens de parenté de subordination ou autres avec le destinataire de l'acte:*

2) that the document has not been served, by reason of the following facts\*:

2) *que la demande n'a pas été exécutée, en raison des faits suivants:*

In conformity with the second paragraph of article 12 of the Convention, the applicant is requested to pay or reimburse  
the expenses detailed in the attached statement\*

*Conformément à l'article 12, alinéa 2, de ladite Convention, le requérant est prié de payer ou de rembourser les frais  
dont le détail figure au mémoire ci-joint.*

**ANNEXES**

*Annexes*

Documents returned:

*Pièces renvoyées*

In appropriate cases, documents establishing the service:

*Le cas échéant, les documents justificatifs de l'exécution:*

Done at \_\_\_\_\_, the \_\_\_\_\_  
*Fait à \_\_\_\_\_, le \_\_\_\_\_*

Signature and/or stamp  
*Signature et/ou cachet*

**SUMMARY OF THE DOCUMENT TO BE SERVED**  
**ÉLÉMENTS ESSENTIELS DE L'ACTE**

**Convention on the service abroad of judicial and extrajudicial documents in civil or commercial matters, signed at The Hague, November 15, 1965.**

*Convention relative à la signification et à la notification à l'étranger des actes judiciaires ou extrajudiciaires en matière civile ou commerciale, signée à La Haye, le 15 novembre 1965.*

**(article 5, fourth paragraph)**  
**(article 5, alinéa quatre)**

**Name and address of the requesting authority:**

*Nom et adresse de l'autorité requérante:*

Glenn F. Ostrager, Esq. - Ostrager Chong Flaherty & Broitman P.C. 570 Lexington Ave., 17th Fl., New York, NY 10022, USA

**Particulars of the parties:**

*Identité des parties:*

Plaintiff - Bruce Winston Gem Corp. Defendants - Harry Winston, Inc and Harry Winston S.A.

**JUDICIAL DOCUMENT**  
**ACTE JUDICIAIRE**

**Nature and purpose of the document:**

*Nature et objet de l'acte:*

Summons - Document issued by a court giving defendant notice that a civil action has been commenced against him by plaintiff and giving instructions on when and how to respond; Complaint - the document that initiates a lawsuit, outlines the alleged facts of the case and the basis for which a legal remedy is sought.

**Nature and purpose of the proceedings and, where appropriate, the amount in dispute:**

*Nature et objet de l'instance, le cas échéant, le montant du litige:*

Action for declaratory judgment under Title 28 U.S. Code § 2201 that the plaintiff is not infringing any of defendants' trademarks.

**Date and place for entering appearance:**

*Date et lieu de la comparution:*

Within 20 days from service of Summons you must serve an Answer to the Complaint or a motion under Fed.R.Civ.P. 12(a)(2) or (3) upon plaintiff's attorney (Glenn F. Ostrager) at his address: Ostrager Chong Flaherty & Broitman P.C., 570 Lexington Avenue, New York, NY 10022, USA

**Court which has given judgment\*\*:**

*Jurisdiction qui a rendu la décision:*

NOT APPLICABLE

**Date of judgment\*\*:**

*Date de la décision:*

NOT APPLICABLE

**Time limits stated in the document\*\*:**

*Indication des délais figurant dans l'acte:*

See above - "Date and place for entering appearance"

**EXTRAJUDICIAL DOCUMENT**  
**ACTE EXTRAJUDICIAIRE**

**Nature and purpose of the document:**

*Nature et objet de l'acte:*

NOT APPLICABLE

**Time limits stated in the document\*\*:**

*Indication des délais figurant dans l'acte:*

NOT APPLICABLE